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# TRANSMITTAL FORM

(to be used on all correspondence after initial filing)

ATTORNEY DOCKET NO.

70043.0001US01

U.S. APPLICATION SERIAL NO.

10/046,730

CONFIRMATION NO.

2580

FILING DATE

January 17, 2002

INVENTOR(S)

Brooks EDWARDS et al.

EXAMINER

Mary Ceperley

GROUP ART UNIT

1641

TITLE OF APPLICATION

Solid Phases Optimized for Chemiluminescent Detection

ADDRESS TO:

Mailstop Amendment  
Commissioner for Patents  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

## ENCLOSURES

- ☒ Transmittal Form
- ☒ Information Disclosure Statement
- ☒ PTO Form 1449 (1 Sheet)
- ☒ Copies of Cited Documents (9)
- ☒ Search Report (European)
- ☒ Return Postcard

☒ Please charge Deposit Account No. 13-2725 in the amount of \$0.00 to cover any required fees. In the event any variance exists between this amount and the Patent Office charges for filing the above-noted documents, including any fees required under 35 CFR 1.136 for any necessary extension of time to make the filing of the attached documents timely, please charge or credit the difference to Deposit Account No. 13-2725. Further, if these papers are not considered timely filed, then a request is hereby made under 37 CFR 1.136 for the necessary extension of time.

## CORRESPONDENCE ADDRESS

☒ The address associated with Customer Number: **23552** OR ☐ the correspondence address below.

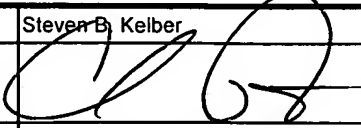
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NAME	Steven B. Kelber	REGISTRATION NO.	30,073
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<b>INFORMATION DISCLOSURE STATEMENT</b> 37 C.F.R. § 1.97(c)		ATTORNEY DOCKET NO. <b>70043.0001US01</b>	
		U.S. APPLICATION SERIAL NO. <b>10/046,730</b>	CONFIRMATION NO. <b>2580</b>
		FILING DATE <b>January 17, 2002</b>	
INVENTOR(S) <b>Brooks EDWARDS et al.</b>	EXAMINER <b>Mary Ceperley</b>	GROUP ART UNIT <b>1641</b>	
TITLE OF APPLICATION <b>Solid Phases Optimized for Chemiluminescent Detection</b>			

Mailstop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted after the mailing date of a first Office Action on-the-merits or a first Office Action after filing a Request for Continued Examination under 37 C.F.R. § 1.114 or a CPA under 37 C.F.R. § 1.53(d), but before the mailing date of: i) a final action under 37 C.F.R. § 1.113; ii) a Notice of Allowance under 37 C.F.R. § 1.311; or iii) an action that otherwise closes prosecution on the application. No fee is due as this statement is submitted as certified below under 37 C.F.R. § 1.97(e)(1) or (2) by the undersigned.

**Certification Under 37 C.F.R. § 1.97(e)(1)**

In accordance with 37 C.F.R. § 1.97(c) or § 1.97(d), the undersigned hereby certifies that each item of information listed on the enclosed Form 1449 was first cited in a communication from a foreign patent office in a counterpart foreign application within three months of filing this statement. In accordance with 37 C.F.R. § 1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided.

**Certification Under 37 C.F.R. § 1.704(d)**

In accordance with 37 C.F.R. § 1.704(d), the undersigned hereby certifies that each item listed on the enclosed Form 1449 was cited in a communication from a foreign

patent office in a counterpart application, and that this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty (30) days prior to the filing of this Information Disclosure Statement. Accordingly, no patent term adjustment is due for the filing of this Information Disclosure Statement.

No representation is made that a reference is 'prior art' within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not 'prior art.' Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

May 24, 2006

Date

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Minneapolis, Minnesota 55402-0903  
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Respectfully submitted,

MERCHANT & GOULD, P.C.



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Registration No. 30,073

Christopher W. Raimund  
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**23552**

Patent & Trademark Office



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INFORMATION DISCLOSURE  
STATEMENT (PTO 1449)

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TITLE OF APPLICATION

Solid Phases Optimized for Chemiluminescent Detection

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	A	5,200,471	4/6/93	Coleman et al.			
	B	5,336,596	8/9/94	Bronstein et al.			
	C	5,849,495	12/15/98	Bronstein, et al.			

FOREIGN PATENT DOCUMENTS

		DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	D	WO 92/13018	8/6/92	WIPO				
	E	WO 96/25667	8/22/96	WIPO				
	F	WO 99/53319	10/21/99	WIPO				
	G	EP 1 120 422 A1	8/1/01	Europe				
	H	EP 0 294 186 A2	12/7/88	Europe				
	I	EP 0 567 187 A1	10/27/93	Europe				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	J	
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EXAMINER

DATE CONSIDERED

EXAMINER: Initial if the reference is considered, whether or not the citation is in conformance with MPEP 609. Draw a line through the citation if it is not in conformance and it is not considered. Include a copy of this form with the next communication to the Applicant.